

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil Writ Petition No. 11153/2011

Suo Motu
-----Petitioner

Versus

State Of Raj
-----Respondent

Connected With

D.B. Civil Writ Petition No. 5102/2019

Pyar Singh Meena S/o Ramesh Chand Meena
-----Petitioner

Versus

State Of Rajasthan
-----Respondent

D.B. Civil Writ Petition No. 8224/2019

Raj Kumar Meena S/o Girraj Prasad Meena
-----Petitioner

Versus

State Of Rajasthan
-----Respondent

D.B. Civil Contempt Petition No. 331/2020

Banshi Lal Jat Son Of Late Shri Gyarsi Lal
-----Petitioner

Versus

Shri D.B. Gupta, Chief Secretary
-----Respondent

For Petitioner(s)	:	Mr.Abhay Kumar Bhandari, Sr. Adv. with Mr.Siddharth Bapna, Adv. Mr.Virendra Dangi, Adv. with Mr.Rajesh Kumar Sain, Adv. Mr.Deepak Oswal, Adv. Ms.Muskan Verma, Adv. for Mr.Rajeev Surana, Adv.
For Respondent(s)	:	Mr.Lokesh Kumar Sharma, Adv. with Mr.Shyoji Ram Sharma, Adv., Mr.Punit Singhvi, Adv. Mr.Amit Kuri, Adv. Mr.Pradeep Kumar, Adv. Major R.P.Singh, AAG with Mr.Jaivardhan Singh Shekhawat, Adv. Mr.Vaibhav Jeswani, Adv. for Mr.R.D.Rastogi, ASG

Mr.C.L.Saini, AAG
Mr.Ashish Kumar, Adv.

HON'BLE MR. JUSTICE ASHOK KUMAR GAUR

HON'BLE MR. JUSTICE ASHUTOSH KUMAR

Order

30/05/2023

Matter comes up for considering the Monitoring Committee's Report regarding their visit of 'Ramgarh Dam' catchment area on 18 & 19.05.2023.

Learned counsel Mr.Virendra Dangi appearing as member of the Monitoring Committee has highlighted the fact relating to the encroachments/obstructions and unauthorized constructions being made in the catchment area.

Learned counsel Mr.Virendra Dangi submitted that members of the Monitoring Committee visited & inspected the area of four Tehsils namely Amer, Jamwaramgarh, Shahpura & Viratnagar falling in the catchment area of Ramgarh Dam and in continuation of previous reports, the latest report shows that unauthorized boundary walls have been constructed.

Learned counsel Mr.Virendra Dangi has also drawn attention of this Court towards the Photographs, which have been filed along-with the report.

Learned Additional Advocate General Major R.P.Singh has been supplied copy of the Monitoring Committee report. Learned AAG submits that some time may be granted to file response to the report, as filed by the Monitoring Committee.

This Court finds that the photographs, which have been annexed with the Monitoring Committee report, shows that

different people have constructed boundary walls in the catchment area of Ramgarh Dam as well as some roads are also constructed and as such it is cause of concern for this Court to find such kind of activities, which are being carried out in the catchment area.

Learned AAG submits that Officer concerned will be assigned task to find out as in what manner the illegal activities are taking place, as per the allegations made in the report.

Learned AAG also submits that High Level Committee of the Officers concerned will also make proper survey and the same report will be submitted to this Court as in what manner the illegal activities are taking place in the catchment area.

Learned AAG is free to direct the Officer concerned to undertake the necessary exercise and file report of the same before this Court.

Learned AAG submits that there is also necessity of identification of catchment area of 'Ramgarh Dam' and some times, the clear demarcation is not made out and as such he also seeks time to discuss the same with the Authorities either to carry out fresh survey by the latest technology and counsel submits that in order to follow the directions, which have been issued by this Court from time to time, the proper identification of the Catchment area of Ramgarh Dam, will also be placed before this Court.

Learned AAG may do the needful exercise.

Misc. application No.2/2023 has been filed by learned counsel for the applicant Mr.Lokesh Sharma, wherein prayer has been made to remove the encroachment made over the land of Khasra No.505/284 situated at Village Rajpurwas Tala, Tehsil

Jamwaramgarh, District Jaipur. The applicant has also prayed in the application that direction is also required to be issued to the State Government to take necessary action against the Sub-Tehsildar as well as against the other Authorities, who failed to perform their duties in relation to removal of the Unauthorized and illegal encroachments

Learned counsel for the applicant is directed to supply a copy of the application to learned AAG.

Learned AAG seeks time to find out as in what manner the Authorities are working in respect of the allegation levelled in the application against the Sub-Tehsildar and other Authorities for not performing their duties.

List these matters on 10th July, 2023.

Registrar (Judicial) is directed to supply a copy of this order to learned counsel Mr.Virendra Dangi.

(ASHUTOSH KUMAR), J

(ASHOK KUMAR GAUR), J